

HOUSE BILL 123

By Overbey

AN ACT to amend Tennessee Code Annotated, Title 16,  
Chapter 15, Part 7, relative to judgments in courts  
of general sessions.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 16-15-727, is amended by deleting the section in its entirety and substituting instead the following:

(a) The provisions of Tennessee Rules of Civil Procedure, Rule 60, relative to correction of judgments in Rule 60.01 and setting aside judgments or otherwise relieving a party from a final judgment, order or proceeding in Rule 60.02, shall apply to all courts of general sessions. The general sessions judge shall have the authority to correct judgments, set aside judgments or otherwise relieve parties from a final judgment, order or proceeding, and may do so under the same circumstances and time limits and in the same manner as is provided in Rule 60.

(b) A motion by a party to correct a judgment, set aside a judgment or otherwise relieve a party from a final judgment, order or proceeding pursuant to Rule 60 shall toll the ten-day period for seeking a *de novo* review in the circuit court until the determination of such motion is concluded.

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring it.